



FEDERAL ELECTION COMMISSION
Washington, DC 20463

May 6, 2004

BY FACSIMILE AND FIRST CLASS MAIL

Thomas J. Josefiak, Esq.
P.O. Box 10648
Arlington, VA 22210

RE: MUR 5409
Bush-Cheney '04 and
David Herndon, as treasurer
Ken Mehlman

Dear Mr. Josefiak:

We are presently reviewing this matter prior to recommending to the Commission whether or not there is reason to believe a violation occurred in this matter. In this posture, we write to seek a copy of the materials provided to Ken Mehlman by Grover Norquist as referenced in your response to the above complaint. Specifically, you described the materials as "...information concerning regularly occurring meetings of conservative activists in several states and varied from state to state and in some instances included contact information for individuals." We would appreciate if you could provide these materials as well as any other materials that were given by Mr. Norquist to Mr. Mehlman.

This request should be considered strictly voluntary. Please respond by May 18, 2004. If you have any questions, please call me at (202) 694-1650. I will be out of the office from May 10 through May 17. During that time, please contact Assistant General Counsel Cynthia Tompkins at the same number.

Sincerely,

A handwritten signature in cursive script that reads "Mark Allen".

Mark Allen
Attorney